

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 2970 – HB 3280

May 4, 2010

SUMMARY OF AMENDMENT (018006): Deletes all language of the original bill. Prohibits any person from driving or being in physical control of any motor driven vehicle while under the influence of any intoxicant, marijuana, controlled substance, drug, substance affecting the central nervous system or combination that impairs to any extent the driver's ability to operate a motor vehicle.

FISCAL IMPACT OF ORIGINAL BILL:

Increase Local Revenue – Exceeds \$50,000
Increase Local Expenditures – Exceeds \$50,000*

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions applied to amendment:

- According to the Department of Safety, local governments retain fines from DUI violations. The average fine from DUI violations for the first offense is \$450 and for second and subsequent offenses is \$1,000.
- A 70 percent collection rate for DUI fines.
- The exact increase in the number of convictions cannot reasonably be measured, but it is estimated that an increase in convictions for DUI will result in an increase in local revenue exceeding \$50,000 from an increased number of fines.
- An increase to local expenditures exceeding \$50,000 for incarceration costs.

**Article II, Section 24 of the Tennessee Constitution provides that: no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White".

James W. White, Executive Director

/jaw

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